BOMBAY ACT No. VI OF 1922[1].

[THE CITY OF BOMBAY MUNICIPAL (AMENDMENT) ACT, 1922.]

[*27th September, 1922.*]

An Act further to amend the City of Bombay Municipal Act, 1888.

WHEREAS it is expedient further to amend the [2]City of Bombay Municipal Act, 1888, in manner hereinafter appearing; It is hereby enacted as follows:— Bom. Act III of 1888.

Short title. **1.** This Act may be called the City of Bombay Municipal (Amendment) Act, 1922.

Amendment of section 3 of Bom. III of 1888. **2.** In section 3 of the [2]City of Bombay Municipal Act, 1888, hereinafter called "the said Act," clauses (*g*) and (*j*) shall be repealed. Bom. Act III of 1888.

Amendment of section 5 of Bom. III of 1888. **3.** For sub-section (*1*) of section 5 of the said Act, the following sub-section shall be substituted:—

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Amendment of section 11 of Bom. III of 1888. **4.** In section 11 of the said Act for sub-sections (*2*) and (*3*) the following sub-section shall be substituted:—

[Vol. III of this Code.]

Repeal of sections 12 and 13 of Bom. III of 1888. **5.** Sections 12 and 13 of the said Act shall be repealed.

Amendment of section 14 of Bom. III of 1888. **6.** In sub-section (*1*) of section 14 of the said Act, the following words shall be repealed:—

"or unless he is at the time of the election a justice or a fellow and is enrolled as a justice or as a fellow in the municipal election roll."

New section 15 of Bom. III of 1888. **7.** For section 15 of the said Act the following section shall be substituted:—

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New section 15A of Bom. III of 1888. **7A.** After section 15 of the said Act the following section shall be added, namely:—

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Amendment of section 16 of Bombay III of 1888. **8.** In sub-section (*1*) of section 16 of the said Act the words "or co-opted" shall be added after the word "appointed" and clause (*a*) shall be repealed.

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[1]For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1922, Part V, page 36 and for Report of Select Committee, *see ibid*, 1922, Part V, page 76.

[2]Vol. III of this Code.

Amendment of section 19 of Bom. III of 1888.

9. In section 19 of the said Act—

(*a*) in sub-section (*1*) the words "justices and fellows respectively" shall be repealed;

(*b*) sub-section (*2*) shall be repealed;

(*c*) in sub-section (*3*) the following sentence shall be substituted for the last sentence:—

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(*d*) in sub-section (*4*)—

(*i*) for the words "have been assessed to the qualifying tax" the words "are entitled to be enrolled under the provisions of sub-section (*2*) of section 11" shall be substituted;

(*ii*) for the words "have been assessed" the words "are entitled as aforesaid" shall be substituted.

(*e*) in sub-section (*5*)—

(*i*) for the words "have been assessed" the words "are entitled as aforesaid" shall be substituted;

(*ii*) the words "to the qualifying tax" shall be repealed;

(*f*) in sub-section (*12*) for the word "ten" the word "fifteen" shall be substituted;

(*g*) sub-section (*20*) shall be repealed;

(*h*) in sub-section (*22*) for the word "tenth" the word "fifteenth" shall be substituted.

Amendment of section 20 of Bom. III of 1888.

10. (*1*) In section 20 of the said Act for the word "twenty" the word "twenty-five" shall be substituted.

(*2*) Section 20 of the said Act shall be renumbered as section 20 (*1*) and to it the following sub-section shall be added, namely:—

[Vol. III of this Code.]

Amendment of section 21 of Bom. III of 1888.

11. In section 21 of the said Act—

(*a*) in sub-section (*1*)—

(*i*) for the words "Chief Judge aforesaid" the words "authority mentioned in section 20" shall be substituted;

(*ii*) for the word "tenth" the word "twentieth" shall be substituted;

(*b*) in sub-section (*2*) the words "and the justices' roll and the fellows' roll" shall be repealed;

(*c*) in sub-section (*3*) the following words shall be repealed :—

"or as a justice or fellow, as the case may be, provided, in the case of a justice or fellow, that such person be still a justice or fellow, as the case may be, at the time of the election."

12. In section 23 of the said Act— Amendment of section 23 of Bom. III of 1888.

(*a*) in the second paragraph for the words "election by the Bombay Chamber of Commerce" the words "elections, by the chambers or association mentioned in sub-section (*1*) of section 5" shall be substituted;

(*b*) for the third and fourth paragraphs the following paragraphs shall be substituted :—

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13. In section 25 of the said Act the words "or for a justices' election" and the words "in the case of a ward election" shall be repealed. Amendment of section 25 of Bom. III of 1888.

14. In section 26 of the said Act— Amendment of section 26 of Bom. III of 1888.

(*a*) in sub-section (*1*) the words "or a justices' election" shall be repealed;

(*b*) in clause (*e*) of sub-section (*2*)—

(*i*) in sub-clause (*i*) the words "or as a justice or as a fellow" shall be repealed;

(*ii*) sub-clause (*ii*) shall be repealed;

(*c*) in the proviso to clause (*j*) of sub-section (*2*) for the word "election" where it occurs for the first time the word "poll" shall be substituted.

15. In sub-section (*1*) of section 27 of the said Act the words "or a justices' election" shall be repealed. Amendment of section 27 of Bom. III of 1888.

16. Section 29 of the said Act shall be repealed. Repeal of section 29 of Bom. III of 1888.

16A. In sub-section (*1*) of section 30 of the said Act— Amendment of section 30 of Bom. III of 1888.

(*a*) for the word "elections" the words "an election" shall be substituted, and for the word "councillors" the words "a councillor" shall be substituted;

(*b*) the words "whose name is not enrolled in the fellows roll or" shall be repealed; and

(*c*) the words "and resident in the city" shall be added at the end of the sub-section.

New section 30A of Bom. III of 1888.

17. After section 30 of the said Act the following section shall be inserted :—

[Vol. III of this Code.]

Amendment of section 31 of Bom. III of 1888.

18. In section 31 of the said Act—

(*a*) for the words "the Bombay Chamber of Commerce" the words "a chamber or association mentioned in sub-section (*1*) of section 5" shall be substituted ;

(*b*) for the word "Chamber," wherever it occurs, the words "chamber or association" shall be substituted.

Amendment of section 32 of Bom. III of 1888.

19. For sub-section (*2*) of section 32 of the said Act the following shall be substituted :—

[Vol. III of this Code.]

Amendment of section 42 of Bom. III of 1888.

20. In section 42 of the said Act for the words "twelve" and "eight" the words "sixteen" and "twelve" respectively shall be substituted.

Amendment of section 43 of Bom. III of 1888.

21. In sub-section (*1*) of section 43 of the said Act for the word "eight" the word "twelve" shall be substituted.

Amendment of section 52 of Bom. III of 1888.

21A. In section 52 of the said Act after the word "appointment" the words "or co-option" shall be added.

Amendment of section 54 of Bom. III of 1888.

22. In sub-section (*2*) of section 54 of the said Act for the word "forty-five" the word "sixty-four" shall be substituted.

Amendment of section 68 of Bom. III of 1888.

23. In sub-section (*2*) of section 68 of the said Act, below the words and figures "section 412, sub-sections (*1*) and (*2*)" the word, figures and letter "section 412A" shall be inserted.

Amendment of section 77 of Bom. III of 1888.

24. In section 77 of the said Act—

(*a*) in sub-section (*1*), for the words "Standing Committee" the word "Corporation" shall be substituted ;

(*b*) in clause (*e*) of sub-section (*2*) the words "standing committee, with the approval of the" shall be repealed.

Amendment of section 80 of Bom III of 1888.

25. In section 80 of the said Act, after the word "sections," the figures "39" shall be inserted.

New section 80A of Bom. III of 1888.

26. After section 80 of the said Act, the following section shall be inserted :—

[Vol. III of this Code.]

Amendment of section 81 of Bom. III of 1888.

27. (*1*) To clause (*g*) of sub-section (*1*) of section 81 of the said Act, the following words shall be added :

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(*2*) The amendments contained in sub-section (*1*) and in section 28 shall be deemed to have been made and to have had effect from such date whether

before or after the passing of this Act as may be fixed by the corporation in this behalf.

Repeal of section 82 of Bom. of III of 1888.

28. Section 82 of the said Act shall be repealed.

Amendment of section 83 of Bom. III of 1888.

29. In sub-section (2) of section 83 of the said Act,

(*a*) in clause (*b*), after the word "corporation", where it occurs for the first time, the words, figures and letters "under sections 55, 74, 75, 76A, 76B, or 77" shall be inserted;

(*b*) after clause (*b*), the following clause shall be inserted :—

[Vol. III of this Code.]

Amendment of section 118 of Bom III of 1888.

30. In clause (*d*) of section 118 of the said Act, before the word "pensions" the words "contributions to provident funds" shall be inserted.

Amendment of section 136 of Bom. III of 1888.

31. (*1*) In sub-section (*3*) of section 136 of the said Act, for the word "ten" the word "fifteen" shall be substituted.

(*2*) The amendment contained in sub-section (*1*) shall be deemed to have been made and to have had effect from the first day of April one thousand nine hundred and twenty

Amendment of section 461 of Bom. III of 1888.

32. In section 461 of the said Act after clause (*v*), the following clause shall be inserted :—

[Vol. III of this Code.]

Amendment of Schedule B to Bom. III of 1888.

33. In column seven of Schedule B to the said Act, for the words "six eight, eight, five, five, two and two," the words "twelve, sixteen, sixteen, ten, ten, six and six" shall, respectively, be substituted.

Reduction of term of councillors 1922-23.

34. Notwithstanding anything contained in the said Act or in any bye-law or agreement thereunder—

(*a*) members of the corporation holding office on the 31st day of March, 1923, shall retire from office at noon on the 1st day of April, 1923, which day shall for the purposes of the said Act be considered as the day for retirement in respect of the said members;

(*b*) general elections of councillors to be elected in place of councillors retiring on the 1st day of April, 1923, shall be fixed by the Commissioner subject to the provisions of section 23, to take place on such days in the months of January and February, 1923, as he shall think fit;

(*c*) appointments of councillors by Government to come into office on the 1st day of April, 1923, shall be made not less than seven days before that date;

(*d*) the chairman and members of any committee or sub-committee as constituted on the 31st day of March, 1923, shall retire from office at noon on

the 1st day of April, 1923: provided that the standing committee in existence on 31st day of March, 1223, shall continue to hold office until such time as a new standing committee is appointed under section 43, notwithstanding that the members of the said committee or some of them may no longer be councillors;

(*e*) in the event of a casual vacancy occurring between the coming into operation of this Act and the 1st of April, 1923, such casual vacancy shall be filled in accordance with the provisions of section 9 of the said Act as if this Act had not been passed, but the member elected or appointed to fill such casual vacancy shall retire from office at noon on the 1st day of April, 1923.

BOMBAY ACT No. VII OF 1922.[1]

[THE KARACHI VACCINATION (AMENDMENT) ACT, 1922.]

[*16th October, 1922.*]

An Act further to amend the Karachi Vaccination Act, 1879.

WHEREAS it is expedient further to amend the [2] Karachi Vaccination Act, 1879, in manner hereinafter appearing; It is hereby enacted as follows:— Bom. Act IV of 1879.

Short title.

1. This Act may be called the Karachi Vaccination (Amendment) Act, 1922.

Amendment of section 1 of Bom. IV of 1879.

2. In section 1 of the [2] Karachi Vaccination Act, 1879, hereinafter called "the said Act," for the words "It extends only to the town of Karachi" the words "It extends to the town and cantonment of Karachi and the land vested in the Port Trust by and under the Karachi Port Trust Act, 1886, hereinafter called the Port Trust estate" shall be substituted. Bom. Act IV of 1879. Bom. Act VI of 1886.

Amendment of sections 1, 2, 12 and 31 of Bom IV of 1879.

3. In sections 1, 2, 12 and 31 of the said Act, for the words "Governor in Council," wherever they occur, the word "Government" shall be substituted.

Amendment of section 2 of Bom. IV of 1879.

4. To section 2 of the said Act the following clauses shall be added, namely:—

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[1] For Statement of Objects and Reasons, *see* Bombay Government Gazette, 1922, Part V, page 39.

[2] Vol. II of this Code.